

# SENATE BILL No. 206

March 1, 2011, Introduced by Senators PAVLOV and JONES and referred to the Committee on Judiciary.

A bill to amend 1927 PA 175, entitled "The code of criminal procedure," by amending section 11b of chapter XVII (MCL 777.11b), as amended by 2008 PA 538.

**THE PEOPLE OF THE STATE OF MICHIGAN ENACT:**

1

CHAPTER XVII

2

Sec. 11b. This chapter applies to the following felonies

3

enumerated in chapter 28 of the Michigan Compiled Laws:

4

| M.C.L. | Category | Class | Description | Stat Max |
|--------|----------|-------|-------------|----------|
|--------|----------|-------|-------------|----------|

5

|                                     |          |   |   |   |
|-------------------------------------|----------|---|---|---|
| <del>28.214</del><br>28.214 (6) (B) | Pub trst | F | Unauthorized disclosure of information from LEIN - subsequent offense | 4 |
|-------------------------------------|----------|---|---|---|

|   |               |         |   |   |    |
|---|---------------|---------|---|---|----|
| 1 | 28.293(1)     | Pub ord | E | False information when applying for state ID  | 5  |
| 2 | 28.293(2)     | Pub ord | D | False information when applying for state ID – second offense   | 7  |
| 3 | 28.293(3)     | Pub ord | C | False information when applying for state ID – third or subsequent offense  | 15 |
| 4 | 28.295(1) (a) | Pub ord | D | Counterfeiting or forging state ID card or using counterfeited or forged state ID card to commit felony punishable by imprisonment for 10 years or more   | 10 |
| 5 | 28.295(1) (b) | Pub ord | E | Counterfeiting or forging state ID card or using counterfeited or forged state ID card to commit felony punishable by imprisonment for less than 10 years or a misdemeanor punishable by more than 6 months | 5  |
| 6 | 28.295(2)     | Pub ord | E | Selling counterfeited or forged state ID card or possessing counterfeited or forged state ID card with intent to deliver to another person or possessing 2 or more counterfeited or forged state ID cards   | 5  |

|    |                                     |          |   |   |          |
|----|-------------------------------------|----------|---|---|----------|
| 1  | 28.295(5)                           | Property | H | Using stolen state ID card to commit felony   | Variable |
| 2  | 28.295a(1)                          | Pub ord  | H | False representation to obtain or misuse personal information   | 4        |
| 3  | 28.295a(2)                          | Pub ord  | G | False representation to obtain or misuse personal information – second offense  | 7        |
| 4  | 28.295a(3)                          | Pub ord  | C | False representation to obtain or misuse personal information – third or subsequent offense   | 15       |
| 5  | 28.308                              | Pub saf  | E | False certification or statement in application for enhanced driver license or enhanced official state personal identification card | 5        |
| 6  | <del>28.422</del><br>28.422(16)     | Pub saf  | F | <del>Pistols</del> <b>FORGERY ON PISTOL</b> – license application <del>forgery</del>  | 4        |
| 7  | <del>28.422a(4)</del><br>28.422A(5) | Pub saf  | F | False statement on pistol sales record  | 4        |
| 8  | 28.425b(3)                          | Pub saf  | F | False statement on concealed pistol permit application  | 4        |
| 9  | 28.425j(2)                          | Pub saf  | F | Unlawful granting or presenting of pistol training certificate  | 4        |
| 10 | 28.425o(5)(c)                       | Pub saf  | F | Carrying concealed pistol in prohibited place – third or subsequent offense   | 4        |

|    |  |          |   |   |    |
|----|--|----------|---|---|----|
| 1  | 28.435(14)(c)  | Pub saf  | G | Firearm sale without trigger lock, gun case, or storage container – third or subsequent offense                 | 2  |
| 2  | 28.516(2)  | Pub saf  | F | False statement on concealed firearm certificate application  | 4  |
| 3  | 28.729(1)(a)   | Pub ord  | F | Failure to register as a sex offender, first offense  | 4  |
| 4  | 28.729(1)(b)   | Pub ord  | D | Failure to register as a sex offender, second offense   | 7  |
| 5  | 28.729(1)(c)   | Pub ord  | D | Failure to register as a sex offender, third or subsequent offense  | 10 |
| 6  | <del>28.729(2)(c)</del><br>28.729(2)                         | Pub ord  | F | Failure to update sex offender registration information — <del>third or subsequent offense</del>                | 42 |
| 7  | 28.734(2)(b)   | Pub trst | G | Student safety zone violation involving work or loitering — <del>second or subsequent offense</del>             | 2  |
| 8  | 28.735(2)(b)   | Pub trst | G | Student safety zone violation involving residency — <del>second or subsequent violation</del><br><b>OFFENSE</b> | 2  |
| 9  | <del>28.754</del><br>28.754(1)                               | Pub ord  | F | False report of a child abduction   | 4  |
| 10 | Enacting section 1. This amendatory act takes effect July 1, |          |   |   |    |

1 2011.

2 Enacting section 2. This amendatory act does not take effect  
3 unless Senate Bill No. 189 of the 96th Legislature is enacted  
4 into law.